



RESPONSE UNDER
37 C.F.R. §1.116
EXPEDITED PROCEDURE
GROUP ART UNIT 1648

Docket No. 50875-F-PCT-US/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Graham P. Allaway et al.

Serial No.: 09/460,216

Examiner: Jeffrey S. Parkin

Filed: December 13, 1999

Group Art Unit: 1648

For: METHOD FOR PREVENTING HIV-1 INFECTION OF CD4+ CELLS

30 Rockefeller Plaza, 20th Fl.
New York, New York 10112
December 22, 2009

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed June 23, 2009 finally rejecting pending claims 61 and 66 in the above-identified application.

Applicants are concurrently filing a Petition for Three-Month Extension of Time. Accordingly, this Notice of Appeal is being timely filed.

The required fee set forth in 37 C.F.R. §1.17(b) for filing a Notice of Appeal for a small entity is TWO HUNDRED AND SEVENTY DOLLARS (\$270.00), and a check in this amount is enclosed.

12/30/2009 HDESTA1 00000002 09460216

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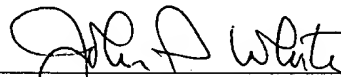
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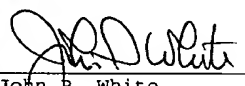
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the enclosed \$270.00 fee, is deemed necessary in connection with the filing of this Notice of Appeal. However, if an additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited on this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
	12/22/09
John P. White Reg. No. 28,678	Date